

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

AVALON HOLDINGS, INC., *et al.*,

Plaintiffs,

-v.-

BP PLC; *et al.*,

Defendants.

MDL No. 10-MD-2185

Civil Action No. 4:12-cv-03715

STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiffs Nomura Trust and Banking Co., Ltd., East Riding Pension Fund, Banco de Sabadell S.A., San Mateo County Employees' Retirement Association, and Xerox Pensions Limited (collectively, the "Plaintiffs"), and Defendants BP, p.l.c., BP America, Inc., BP Exploration & Production, Inc., Anthony B. Hayward, Douglas J. Suttles, H. Lamar McKay, Byron E. Grote, David Rainey, Robert Dudley, Robert Malone, John Browne, Andrew G. Inglis, and Peter Sutherland (collectively, the "Defendants," and together with Plaintiffs, the "Parties"), by and through their counsel of record, hereby stipulate as follows:

WHEREAS, the Parties have reached an agreement to settle Plaintiffs' claims against Defendants in this action;

NOW, THEREFORE, it is hereby stipulated, subject to the Court's approval, that Plaintiffs' claims against Defendants in this action are dismissed with prejudice, pursuant to Fed. R. Civ. P. 41, and each party shall bear its own costs and attorneys' fees.

Dated: January 29, 2021

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ORDER OF DISMISSAL

BE IT REMEMBERED on this day there was presented to the Court the Stipulation of Voluntary Dismissal with Prejudice filed by Plaintiffs Nomura Trust and Banking Co., Ltd., East Riding Pension Fund, Banco de Sabadell S.A., San Mateo County Employees' Retirement Association, and Xerox Pensions Limited (collectively, "Plaintiffs"), and Defendants BP, p.l.c., BP America, Inc., BP Exploration & Production, Inc., Anthony B. Hayward, Douglas J. Suttles, H. Lamar McKay, Byron E. Grote, David Rainey, Robert Dudley, Robert Malone, John Browne, Andrew G. Inglis, and Peter Sutherland (collectively, "Defendants") in the above-referenced action, and after consideration of the same, the Court enters the following orders:

IT IS ORDERED that the Stipulation of Voluntary Dismissal with Prejudice is GRANTED in all respects and Plaintiffs' claims against Defendants in this action are hereby DISMISSED with prejudice.

IT IS FINALLY ORDERED that all costs are adjusted against the party incurring the same.

SIGNED this the ____ day of _____ in Houston, Texas.

UNITED STATES DISTRICT JUDGE